

NOTICE OF INTENT

Department of Labor Office of Workers' Compensation

Fraud Penalty; Hearing; Appeal (LAC 40:I.1905)

Under the authority of the Workers' Compensation Act, particularly R.S. 23:1021 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Department of Labor, Office of Workers' Compensation hereby gives notice that rulemaking procedures have been initiated to amend the Office of Workers' Compensation Rules, LAC 40:I.Chapter 19.

The change to this rule will seek to delete LAC 40:I.1905.B in Chapter 19, Fraud, pertaining to the authority of the director to hold an investigatory hearing in order to determine whether or not a penalty may be imposed. The change is technical in nature and will in no way change the way the current hearing and appeals process operates.

Title 40

LABOR AND EMPLOYMENT

Part I. Workers' Compensation Administration

Chapter 19. Fraud

§1905. Penalty; Hearing; Appeal

- A. ...
- B. Repealed.
- C. - C.1. ...

(Editor's Note: The existing text in Subsection C will move to Subsection B.)

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1208 and 23:1291(1)(5).

HISTORICAL NOTE: Promulgated by the Department of Employment and Training, Office of Workers' Compensation, LR 17:359 (April, 1991), amended by the Department of Labor, Office of Workers' Compensation, LR 22:223 (March 1996), amended LR 22:

All interested persons are invited to submit written comments on the proposed regulations. Such comments should be submitted no later than July 20, 1996, at 4:15 p.m. to Judge Glynn F. Voisin, Assistant Secretary of Labor, Office of Workers' Compensation, Box 94040, Baton Rouge, LA 70804-9040 or 1001 North Twenty-third Street, Baton Rouge, LA 70802 or to fax number (504) 342-5665.

Glynn F. Voisin
Assistant Secretary

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

RULE TITLE: Fraud (LAC 40:I.1905)

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There are no costs or savings accruing to state or local governmental units as a result of this change in the current rule.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There will be no effect on revenue collections of state and local governmental units as a result of the change in the current rule.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

The change in the current rule will continue to allow the rule to facilitate the administration of the Office of Workers' Compensation in fulfilling its various functions.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The change in the current rule will continue to facilitate the administration of the Office of Workers' Compensation and as such will not directly affect employment or competition.

Glynn F. Voisin
Assistant Secretary
Fiscal Officer

Richard W. England
Assistant to the Legislative 9606#009